



U.S. Department of Justice

United States Attorney
Southern District of New York

The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007

October 18, 2022

By Email and ECF

The Honorable Laura T. Swain
United States District Judge
Southern District of New York
500 Pearl Street
New York, New York 10007

MEMO ENDORSED

Re: United States v. Jonathan Acosta, 21 CR 509 (LTS)

Dear Judge Swain,

The Government submits this letter in response to an October 17, 2022 email from Chambers requesting a scheduling update in the above-captioned matter. As per the United States Probation Department, the defendant, Jonathan Acosta, is currently considered an absconder. On or about October 4, 2022, Your Honor signed an arrest warrant ordering that the defendant be arrested and brought before a United States Magistrate Judge in connection with his non-compliance with probation conditions. *See* Ex. A. The defendant has not yet been apprehended. Given the defendant's current status as an absconder, the parties and the Probation Department jointly request that the conference currently scheduled for October 27, 2022, be adjourned *sine die*. The Government and Probation Department will provide an update to the Court when the defendant is apprehended.

The foregoing adjournment request is granted.
The probation violation hearing is hereby
adjourned to a control date of January 27,
2023, at 2:00 pm. The parties shall keep the
Court apprised of any developments regarding
Mr. Acosta's status. DE 31 is resolved.
SO ORDERED.

10/20/2022

Laura Taylor Swain, Chief U.S.D.J.

Respectfully submitted,

DAMIAN WILLIAMS
United States Attorney

by: *Ashley C. Nicolas*
Ashley C. Nicolas
Assistant United States Attorney

cc: Amy Gallicchio, Esq., Counsel for Jonathan Acosta
Hildery Huffman, U.S. Probation Officer Specialist

EXHIBIT A

AO 442 (Rev. 11/11) Arrest Warrant

UNITED STATES DISTRICT COURT
for the
Southern District of New York

UNITED STATES OF AMERICA)	
)	
vs.)	Case No. 1:21CR00509-01 (LTS)
)	
<u>Jonathan Acosta</u>)	
)	

ARREST WARRANT

To: Any authorized law enforcement officer

YOU ARE COMMANDED to arrest and bring before a United States Magistrate Judge without unnecessary delay Jonathan Acosta, who is accused of an offense or violation based on the following document filed with the court:

X Probation Violation Petition

This offense is briefly described as follows:

Non-Compliance with probation conditions as outlined in the attached petition.

Date: October 4, 2022 /s/ Laura Taylor Swain
Issuing officer's signature

City and state: New York, NY Honorable Laura T. Swain, Chief U.S. District Judge
Printed name and title

Return	
This warrant was received on <i>(date)</i> _____, and the person was arrested on <i>(date)</i> _____ at <i>(city and state)</i> _____.	
Date: _____	_____ <i>Arresting officer's signature</i>
City and state: _____	_____ <i>Printed name and title</i>